

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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	:	
UNITED STATES OF AMERICA	:	
	:	CONSENT PRELIMINARY ORDER
- v. -	:	OF FORFEITURE/
	:	<u>MONEY JUDGMENT</u>
QUINTERIA DANIELS,	:	
	:	S1 19 Cr. 931 (WHP)
Defendant.	:	
	:	
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WHEREAS, on or about October 21, 2020, QUINTERIA DANIELS (the “Defendant”), was charged in a two-count Superseding Information, S1 19 Cr. 931 (WHP) (the “Information”), with Hobbs Act Robbery, in violation of Title 18, United States Code, Sections 1951 and 2 (Counts One and Two);

WHEREAS, the Information included a forfeiture allegation as to Counts One and Two, seeking forfeiture to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), of any and all property, real and personal, that constitutes or is derived from proceeds traceable to the commission of the offenses charged in Counts One and Two of the Information, including but not limited to a sum of money in United States currency representing the amount of proceeds personally obtained by the Defendant traceable to the commission of the offenses charged in Counts One and Two of the Information;

WHEREAS, on or about October 21, 2020, the Defendant pled guilty to Counts One and Two of the Information, pursuant to a plea agreement with the Government, wherein the Defendant admitted the forfeiture allegation with respect to Counts One and Two of the Information and agreed to forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), a sum of money equal to

\$1,651 in United States currency, representing proceeds traceable to the commission of the offenses charged in Counts One and Two of the Information;

WHEREAS, the Defendant consents to the entry of a money judgment in the amount of \$1,651 in United States currency representing the proceeds traceable to the offenses charged in Counts One and Two of the Information that the Defendant personally obtained, of which \$900 in United States currency represents the amount of proceeds traceable to the offense charged in Count One of the Information that the Defendant personally obtained for which the Defendant is jointly and severally liable with co-defendants Kamel Osborne and Lywan Reed, to the extent a forfeiture money judgment is entered against Kamel Osborne and Lywan Reed; and

WHEREAS, the Defendant admits that, as a result of acts and/or omissions of the Defendant, the proceeds traceable to offenses charged in Counts One and Two of the Information that the Defendant personally obtained cannot be located upon the exercise of due diligence.

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America, by its attorney Audrey Strauss, Acting United States Attorney, Assistant United States Attorney, Brooke Elizabeth Cucinella of counsel, and the Defendant, QUINTERIA DANIELS, and his counsel, Rebecca T. Dell, Esq., that:

1. As a result of the offenses charged in Counts One and Two of the Information, to which the Defendant pled guilty, a money judgment in the amount of \$1,651 in United States currency (the "Money Judgment") representing the proceeds traceable to the offenses charged in Counts One and Two of the Information that the Defendant personally obtained, of which \$900 in United States currency represents the amount of proceeds traceable to the offense charged in Count One of the Information that the Defendant personally obtained for which the Defendant is jointly and severally liable with co-defendants Kamel Osborne and Lywan

Reed, to the extent a forfeiture money judgment is entered against Kamel Osborne and Lywan Reed.

2. Pursuant to Rule 32.2(b)(4) of the Federal Rules of Criminal Procedure, this Consent Preliminary Order of Forfeiture/Money Judgment is final as to the Defendant, QUINTERIA DANIELS, and shall be deemed part of the sentence of the Defendant, and shall be included in the judgment of conviction therewith.

3. All payments on the outstanding money judgment shall be made by postal money order, bank or certified check, made payable, in this instance, to the United States Marshals Service, and delivered by mail to the United States Attorney's Office, Southern District of New York, Attn: Money Laundering and Transnational Criminal Enterprises Unit, One St. Andrew's Plaza, New York, New York 10007 and shall indicate the Defendant's name and case number.

4. The United States Marshals Service is authorized to deposit the payments on the Money Judgment in the Assets Forfeiture Fund, and the United States shall have clear title to such forfeited property.

5. Pursuant to Title 21, United States Code, Section 853(p), the United States is authorized to seek forfeiture of substitute assets of the Defendant up to the uncollected amount of the Money Judgment.

6. Pursuant to Rule 32.2(b)(3) of the Federal Rules of Criminal Procedure, the United States Attorney's Office is authorized to conduct any discovery needed to identify, locate or dispose of forfeitable property, including depositions, interrogatories, requests for production of documents and the issuance of subpoenas.

7. The Court shall retain jurisdiction to enforce this Consent Preliminary Order of Forfeiture/Money Judgment, and to amend it as necessary, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure.


8. The Clerk of the Court shall forward three certified copies of this Consent Preliminary Order of Forfeiture/Money Judgment to Assistant United States Attorney Alexander J. Wilson, Co-Chief of the Money Laundering and Transnational Criminal Enterprises Unit, United States Attorney's Office, One St. Andrew's Plaza, New York, New York 10007.

[REMAINDER LEFT INTENTIONALLY BLANK]

9. The signature page of this Consent Preliminary Order of Forfeiture/Money Judgment may be executed in one or more counterparts, each of which will be deemed an original but all of which together will constitute one and the same instrument.

AGREED AND CONSENTED TO:

AUDREY STRAUSS
Acting United States Attorney for the
Southern District of New York

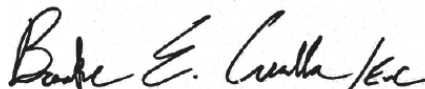
By: 
Rebecca T. Dell
Assistant United States Attorney
One St. Andrew's Plaza
New York, NY 10007
(212) 637-2198

10/29/2020
DATE

QUINTERIA DANIELS


By: 
Quinteria Daniels

11/19/2020
DATE

By: 
Brooke Elizabeth Cucinella, Esq.
Attorney for Defendant
425 Lexington Avenue
New York, New York 10017
(212) 455-3070

11/23/2020
DATE

SO ORDERED:


WILLIAM H. PAULEY III
U.S.D.J.

December 30, 2020
DATE